

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKDOCUMENT  
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DOC #:  
DATE FILED: 3/14/08-----X  
**MERCK EPLOVA AG**

Plaintiff(s),

Case Management Plan

- v -

08 CV. 35 (RMB)

**PROTHEA, INC.**Defendant(s).  
-----X

The following Case Management Plan is entered after consultation with the parties. This Plan is also a Rule 16 and Rule 26(f) scheduling order as required by the Federal Rules of Civil Procedure.

- (i) Joinder of additional parties by 3/31/08
- (ii) Amend the pleadings by 3/31/08
- (iii) All discovery to be **expeditiously** completed by 7/15/08
- (iv) Consent to Proceed before Magistrate Judge \_\_\_\_\_
- (v) Status of settlement discussions with principals on 7/16/08 @ 9:15AM

Sections vi through xi will be set at conference with the Court.

- (vi) Motions \_\_\_\_\_
- (vii) Oral Argument \_\_\_\_\_
- (viii) Joint Pre-Trial Order to be submitted by \_\_\_\_\_
- (ix) Final Pre-Trial Conference \_\_\_\_\_
- (x) Trial \_\_\_\_\_
- (xi) Other \_\_\_\_\_

SO ORDERED: New York, New York

3/14/08RMB

Hon. Richard M. Berman, U.S.D.J.